C. Review Petition No. 62 of 2007

25.10.2007 Present: Mr. Anuj Nag, counsel for the petitioner.

Mr. M.S. Chandel, Advocate General with Mr. J.S. Guleria, Law Officer, for the respondent/State.

CMP(M) No. 715 of 2007:

For the reasons stated, the application is allowed and delay in filing the petition is condoned.

C. Review Petition No. 62 of 2007:

The only ground canvassed for recalling the earlier order is that this Court while exercising the powers of judicial review under Article 226 of the Constitution of India could not have ordered the appointment of the original writ petitioner. We are unable to accept this arguments. We had after perusing the entire record come to the conclusion that ten marks had wrongly been awarded in favour of the review petitioner despite the fact that she has not produced any graduation certificate. In that event there was no fault of the original writ petitioner. He would have been appointed being the person having attained the highest marks. There is no error apparent on the record of the case. There is no merit in the review petition, which is accordingly dismissed.

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CMP No. 865 of 2007:

In view of the orders passed in the review petition, this application has become infructuous and is disposed of accordingly.

(Deepak Gupta),J.

October 25, 2007 **(V.K. Ahuja), J.**
(BSS)